| UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, Plaintiff, v. | X : : : : : 98-CV-1772 (FJS)(TWD) : |
|--|---|
| CARROLS CORPORATION, Defendant. | : : : |
| STIPULATION | OF DISMISSAL |
| Plaintiff Equal Employment Opportunity | Commission ("EEOC") and Defendant Carrols |
| Corporation ("Carrols"), pursuant to Federal | Rule of Civil Procedure 41(a)(1), move for a |
| dismissal of this case with prejudice. | |
| On January 10, 2013, a Consent Decree | between the parties was entered by the Court. |
| The Consent Decree was to remain in effect for two years from the date of entry. Carrols fully | |
| complied with its obligations under the Consent Decree, and the parties, pursuant to Paragraph | |
| 39 of the Consent Decree, submit this Stipulation of Dismissal to the Court. | |
| Now therefore, the Court orders as follow | vs: |
| 1. The Court dismisses this case with prejudice. | |
| WHEREFORE, this case is dismissed wi | th prejudice and without costs. |
| SO ORDERED, ADJUDGED AND DI | ECREED this day of January 2015. |
| $\overline{\mathbf{U}}$.s | S. District Court Judge |

APPROVED IN FORM AND CONTENT:

| FOR PLAINTIFF EQUAL | FOR DEFENDANT |
|------------------------------|----------------------------------|
| EMPLOYMENT OPPORTUNITY | CARROLS CORPORATION |
| COMMISSION | |
| Trus). | |
| Robert D. Rose | Michael Delikat |
| Regional Attorney | John D. Giansello |
| EQUAL EMPLOYMENT OPPORTUNITY | ORRICK, HERRINGTON & SUTCLIFFE, |
| COMMISSION | LLP |
| New York District Office | 51 W. 52nd Street |
| 33 Whitehall St., 5th Floor | New York, NY 10019-6142 |
| New York, NY 10004 | Phone: (212) 506-5000 |
| Phone: (212) 336-3708 | Fax: (212) 506-5151 |
| Fax: (212) 336-3623 | |
| DATED: ((१०/५ | DATED: |
| | Jeffrey J. Mayer |
| | FREEBORN & PETERS LLP |
| | 3/11 S. Wacker Drive, Suite 3000 |
| | Chicago, IL 60606 |
| | Phone: (312) 360-6000 |
| | Fax: (312) 360-6596 |
| 196-P* | |
| | ا (۲۵ (الب |
| | DATED: |
| | |

APPROVED IN FORM AND CONTENT:

FOR PLAINTIFF EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Elizabeth Grossman
Regional Attorney
EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION
New York District Office
33 Whitehall St., 5th Floor
New York, NY 10004
Phone: (212) 336-3705

Phone: (212) 336-3705 Fax: (212) 336-3696

DATED:

FOR DEFENDANT
CARROLS CORPORATION

Michael Delikat John D. Giansello

ORRICK, HERRINGTON & SUTCLIFFE,

LLP

51 W. 52nd Street

New York, NY 10019-6142

Phone: (212) 506-5000 Fax: (212) 506-5151

rax. (212) 300-3131

DATED:_

Jeffrey J. Mayer

FREEBORN & PETERS LLP

311 S. Wacker Drive, Suite 3000

Chicago, IL 60606

Phone: (312) 360-6000

Fax: (312) 360-6596

DATED:____

Michael Delikat (ND Bar No. 509801) John D. Giansello (ND Bar No. 510787) ORRICK, HERRINGTON & SUTCLIFFE LLP 51 West 52nd Street New York, NY 10019 Telephone: (212) 506-5000 Fax: (212) 506-5151 Email: jgiansello@orrick.com Jeffrey J. Mayer (ND Bar No. 512003) Catherine A. Miller (ND Bar No. 516699) FREEBORN & PETERS LLP 311 S. Wacker Drive, Suite 3000 Chicago, IL 60606 Telephone: (312) 360-6000 Fax: (312) 360-6596 Email: jmayer@freebornpeters.com Attorneys for Defendant Carrols Corporation

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

| EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, | Civil Action No. 98 Civ. 1772 (FJS/TWD) |
|--|---|
| Plaintiff, | |
| against | |
| CARROLS CORPORATION, |) |
| Defendant. |)) |

CERTIFICATE OF SERVICE

Catherine A. Miller hereby certifies that, on the 2th day of January, 2015, I caused to be served upon Equal Employment Opportunity Commission, Plaintiff in the above-captioned action, the following papers:

Stipulation of Dismissal

which was served by ECF filing. In addition, copies of the foregoing document were served this 26th day of January, 2015, by being placed in an envelope, which envelope was then sealed and addressed to:

> Robert D. Rose, Esq. Supervisory Trial Attorney Equal Employment Opportunity Commission 33 Whitehall Street, 5th Floor New York, NY 10004 Telephone: (212) 336-3708

and sent via Federal Express, with all applicable charges prepaid, for delivery Tuesday, January 27, 2015.

Dated: January 26, 2015

Respectfully submitted,

CARROLS CORPORATION

/s/ Catherine A. Miller One of Its Attorneys

Michael Delikat (ND Bar No. 509801) John D. Giansello (ND Bar No. 510787) ORRICK, HERRINGTON & SUTCLIFFE LLP 51 West 52nd Street New York, NY 10019 Telephone: (212) 506-5000

Jeffrey J. Mayer (ND Bar No. 512003) Catherine A. Miller (ND Bar No. 516699) FREEBORN & PETERS LLP 311 S. Wacker Drive, Suite 3000 Chicago, IL 60606 Telephone: (312) 360-6000